

**First Appeal u/s 19(1) of the
Right to Information Act, 2005**

Registry Post.Publish post reply

✶ The RTI Investigator was
bullied by the CIC and is
being repeatedly threatened
by the Indian Military. The
RTI Act is in grave danger.

Ref. RTIFA/AC5A/CIC/3(26)
No

Anirban Chakraborty

S/o Nk Gopal Chakraborty (Retd.)
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https://archive.org/details/@oligarchy_of_india

To,

Ms. Roop Avtar Kaur
The First Appellate Authority

C/o The Chief Information Commissioner
Office of the Central Information Commission,
~~Government~~ Oligarchy of India
CIC Bhawan, Baba Gangnath Marg,
Munirka, New Delhi - 110067.

Dated Calcutta the 17th May 2024.

Subject:

**In RTI Investigation against Central Information Commissioner Shri Vinod Kumar Tiwari
having RTIOnline Application No. CICOM/R/E/24/00332 dated 18th March 2024,
on the ground of larger public interest in preventing corruption in the C.I.C.,
impugning the RTI Replies for the reason that information sought not published:
dated 27th March 2024 of M&R CPIO Sandeep Kumar and
dated 12th April 2024 of Deputy Registrar S. Anantharaman,
and seeking clarification on the RTI Replies:
dated 16th Apr 2024 of RTI Cell CPIO Subodh Kumar and
dated 8th April 2024 of Legal Cell CPIO U.S. Kanyal.**

Reference: 2nd Appeals having File Nos. CIC/DEXSW/A/2022/664968
Order of Reimbursement Case and CIC/DEXSW/A/2023/639662 **Education
& Empowerment Case**, hearing dated 15th Jan 2024, and C.I.C. Shri
Vinod Kumar Tiwari's decision dated 17th Jan 2024.

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Respected Official,

Schematic: In the case against Ex-Judicial Officer Pradeep Hiranman Kale of the State of Maharashtra accused of accepting bribe to acquit a defendant in a POCSO case, the Bombay High Court in Writ Petition (L) no. 555 of 2020 said:

21. A Judicial Officer has to maintain discipline in the judicial service which is of paramount importance and acceptability of the judgment depends on the credibility of the conduct, honesty, integrity and character of the office and since the confidence of the litigant public gets affected or shaken by the lack of integrity and character of the Judicial Officers, the charges levied against the Petitioner has to be examined in that backdrop.

This RTI Investigation shall report how Central Information Commissioner Shri Vinod Kumar Tiwari failed to maintain that kind of discipline, dignity, respects of the Central Information Commission, and instill confidence and faith of the RTI Investigators in the Government. The information sought i.e.

- a) my written statement that I submitted to the C.I.C. for hearing on both the referred 2nd Appeals (and that of the Public Authority) be published by appending it with the published Order dated 17th Jan 2024 of Shri Vinod Kumar Tiwari;
- b) my subject RTI Application together with Replies be published **as it is** in the website of the C.I.C.;
- c) **now**, this 1st Appeal together with your Reply be published **as it is** in the website of the C.I.C.;

would amount to exposure and reduction of corruption in the Indian Military, the Central Information Commission, and the Central Government. It throws light on the works of the Government, subjects government employees to public scrutiny, and shows importance of vigilance to the public. It is in interest of the citizens to decide which political party is worthy of vote.

A ruling political party refuses to take feedback and constructive criticism thereby preventing participation of the common people in the Government. In the Oligarchy of India, the ruling political party for its survival silences the ignorant citizens by employing incompetent and ignorant officials and silences the learned citizens by violating their right to freedom of speech and implicating them into false cases. What it does is crippling the government machinery that is meant to address people's concerns; what it requires to do so are corrupted government officials in the Central Information Commission, in the Indian Military, and the Central Government; what it requires is punishing the officials who are upright and discharge duty honestly. In this 1st Appeal it is shown at length that the Central Government is corrupted. In this Oligarchy of India,

elections may be boycotted, for the reason why three days before beginning of the General Election 2024 I have, with reason, cast my vote to None of the Above (NOTA) by email to the Election Commission of India.

Request for hearing in this 1st Appeal:

It is well expected that you are frightened or corrupted; it is well expected that like Shri Vinod Kumar Tiwari you will not cause to take punitive action against some Army personnel who defamed this RTI Investigator with scandalous allegations; it is well expected that you will dishonestly act on this 1st Appeal and stand for your corrupted senior Shri Vinod Kumar Tiwari; it is well expected that like Shri Vinod Kumar Tiwari you will say "there is no provision in law for hearing in the 1st Appeal". Even if you give me an opportunity for hearing "**1. Passing orders in first appeal without hearing or sending hearing notice is illegal and will render the order invalid**"¹, it is well expected that like Shri Vinod Kumar Tiwari, you will bully me into denial of my right to argue and abruptly disconnect video conferencing - after all, birds of a feather flock together.

I shall not let corruption flourish behind closed doors that Right to Information Rules, 2012, provides. **I request for my right to hearing by video conferencing for this 1st Appeal, and I strenuously request for written permission to do audio video recording in my mobile phone of the hearing, without which the hearing will again be a sham.** I shall publish the recording in public interest to prevent you from doing illegal acts or prevent you from making illegal excuses thinking that the people of India are complete idiots. Simply said, I do not trust the Government, the Indian Military, the Central Information Commission, and you anymore. **I do not mean disrespect for you, I have no intention to attack you personally where we have spoken to each other never before,** but Shri Vinod Kumar Tiwari has tarnished reputation of the Central Information Commission. Further, in my follow-up RTI Investigation CICOM/R/T/24/00033, the tone and tenor of, hasty wordings in, and wrong description in the RTI Reply dated 14th May 2024 enhance the suspicion that C.I.C. Deputy Registrar S. Anantharaman, without providing a grain of information sought, has abused my RTI Request to ventilate its personal opinion and aggression against me for doing the subject RTI Investigation against Shri Vinod Kumar Tiwari and against corruption in the C.I.C. On your shoulders, therefore, there is burden to keep faith of this RTI Investigator in this Government.

RTI Application Query ²/_{No}

Information sought: Please see the enclosed RTI Application.

Information provided in the Reply dated 12th Apr 2024:

¹ File No.CIC/SA/A/2014/000254 and similar judgments in W.P. (C) 7072/2009 + C.M. No. 2584/2009 Delhi High Court and Civil Appeal No. 9095/2012 Supreme Court.

At Point 2: The commission does not publish the reply/written statement received from the applicant. However, the request of the applicant mentioned in the application is mentioned/Para phrased in order.

Dissatisfaction: The information sought has not been provided to the people of India by publishing my written statement as it is by appending it with Shri Vinod Kumar Tiwari's 2nd Appeals Decision dated 17th Jan 2024. What is "mentioned/Para phrased in order" is misrepresentation of facts; some taken from here and there from my written statement destroying the context and perspective with the corrupted government's intention to deceive the people of India.

Showcase of corruption in the Government:

See the sufferings of the E.C.H.S. beneficiaries. Quoting from government notified Group of the beneficiaries of E.C.H.S. Polyclinic Salt Lake in Telegram App:

11th July 2023

Pradeep: Dear Sir, came to know from Charnock hospital that they do not have slot till 31st July for Orthopedic opd also they were saying that they have some problem with the government portal, from where they fetch patients data To me it felt as if they are intentionally trying to avoid ECHS patients This is for feedback pls

Sudip Chanda: You are extremely right Pradeep sir

12th July 2023

Pradeep: Good morning sir, Just wanted to know, if any nearby empanelled hospitals in Saltlake other than Charnock could not see any in the list. Can we not get treated at AMRI, Manipal, ILS or Appollo ... the listed empanelled hospitals are quite distant Regards

Debabrata Paul: I don't understand why Charnock hospital is in the list of empanelled hospital. I too was refused once and one of my friends also was not admitted since beds of our status no available. I don't know, what is our status!

Mousoomi: I don't understand why Charnock hospital is in the list of empanelled hospital. I too was refused once and one of my friends also was not admitted since beds of our status no available. I don't know, what is our status! If this is the scenario then it's a situation to be worried about. Next is there a contact number available of the designated employee of the hospital to handle ECHS patients, if not a concern. I'd request the I/C to please guide us where to raise the complaint.

Me: You know here in West Bengal, **Bapuji Cake** costs Rs. 7 and Monginis cake costs above Rs. 300. You know the standard of government service is reasonable, neither the best nor the worst, just because no person in this country, rich or poor, should die without ever having the taste of cake - at least of Bapuji cake. This explains why Swasthyasathi card holders

(W.B. Govt.) and ECHS/CGHS card holders (Central Govt.) are sometimes refused services by costly hospitals (with exception BM Birla). ECHS is here to assure the beneficiaries that they will live in their sunset years with dignity and independently; but sadly, compromise is the best advocate, as no patient is supposed to get ambulated to an advocate's chamber instead of a doctor's clinic. Thanks. With regards, Anirban Chakraborty (patient party and offspring)

Abhijit Acharjee: Perfectly said. Totally agreed.

13th July 2023

Dev: You are very much correct.

Manilal Goswami: Now, I would like to inform all that we, self & wife, failed to get appointments of OPD ortho & Cardio in Medica hospital as referred by our ECHS (to Empanelled hosp), issues were totally neglected. So please keep a note of it.

14th July 2023

Debasis Pal: Sir, I don't know whether you disclosed your identity while booking an appointment or not. **But my suggestion is please don't disclose your identity** while booking and try.

16th July 2023

Manilal Goswami: Thank you Sir, I fail to understand that why we have to resort to such tricky approach, since they are empanelled, their non-cooperation should be suitably handled by our concerned & respected higher authorities. **Just few days back Medica has inhumanly refused emergency admission of Ex Sgt. Jubaraj at midnight citing a silly reason. Which was totally unacceptable but BP Poddar could allow his admission. Sorry to inform that our friend expired subsequently in BP Poddar.** Many of us have similar complaints against Medica. I am bringing the issue of our helplessness to the notice of our competent authority.

17th July 2023

Abhijit Acharjee: Very Sad.

21st July 2023, letter no. B/49770/AG/ECHS/Treat/Policy/2022

C.O. E.C.H.S.: 1. It is observed with concerned that many Emp hospitals are **not providing cashless treatment to genuine ECHS beneficiaries on the pretext of flimsy reasons.** Some of them are resorting to advance payments as well. This is viewed seriously by higher authorities and against the spirit of cashless provisions under MOA.

Cause of sufferings: To understand the reason for sufferings of the beneficiaries / Ex-servicemen and their loss of dignity, I repeat the contents, in brief, of my complaint dated 17th Dec 2023 having reference no. CPT/AC5A/CGHSD/5(1D) filed

seven times in the PGPORTAL² (for details kindly read Bapuji Cake Health Scheme in Archive website:

Privatisation of the Central Government Hospitals

You know as per NITI Aayog, the Department of Economic Affairs, Government of India, in 2006 introduced "the scheme for Financial Support to PPPs in Infrastructure"; NITI Aayog has proposed upgradation of government hospitals to medical colleges providing free OPD, free 300 beds for IPD, and 20% additional paid beds. The Central Government is doing privatisation of government medical institutions on Public Private Partnership (PPP) basis. To this effect, the Kolkata Port Trust (under the Ministry of Shipping) has published Bid document for **International Competitive Bidding** Request for Proposal having Tender Notice No. MED/CH/304/21-22/137 dated 11th March 2022 and even dated 7th July 2023 for privatisation of their one and only one 104 bedded Centenary Hospital, which provides IPD and OPD medical treatment to the pensioners of Kolkata Port Trust. Guess who is going to get the contract, only one who is going to give the Government the highest revenue share of commercial operation.

No guarantee for empanelled hospital bill payment:

In the Memorandum of Agreement, 2009, with the empanelled hospitals, the C.G.H.S. (the parent policy maker of the follower E.C.H.S.) assured appointment of Bill Clearing Agency **for direct payment of bills within ten days** from the date of submission of physical bills by the empanelled hospitals.

As per the Memorandum of Agreement, 2014, with the empanelled hospitals, the UTIITSL was directed to make provisional **payment of seventy percent of bill amount within the period of five working days upon submission of physical bills and payment of balance admissible amount after due scrutiny within a maximum of thirty days.**

In the Memorandum of Agreement, 2017, with the empanelled hospitals, the C.G.H.S. **lengthened the payment time by directing the UTIITSL to make payments to the empanelled hospitals preferably within thirty days** after submission of physical bills.

In the Memorandum of Agreement, 2022, with the empanelled hospitals, **the C.G.H.S. offered no guaranteed payment of bills** by entirely omitting the payment clause: "... payment of hospital claims (admissible amount) is done expeditiously".

Central Government is taking back funds @ 20.28%
C.G.H.S. and E.C.H.S. do not have adequate facilities to offer medical treatment to its beneficiaries in Government hospitals, so the Central Government empanels private hospitals and diagnostic centers; it does not have adequate human resources to

² DHLTH-E-2023- (1) 0011579 (2) 0018031 (3) 0018375 (4) 0018757, MOHFW-R-E-23-03026, MODEF-E-2023-0005366, & PRSEC-E-2024-0003889.

process lakhs of reimbursement claims, so the Central Government has appointed the UTIITSL. The empanelled hospitals and UTIITSL are not giving services for which taxes should be deducted; rather they are doing favour to make up the deficiency in the Health Schemes. Still the Central Government wants UTIITSL to pay Service Tax (Rs. 12.5 to Rs. 750 per claim) on the processing fee that the UTIITSL charges at the rate 2% of the claimed amount; the Central Government wants the empanelled hospitals to pay TDS at the rate 10 or 7.5%, too. Even in the individual reimbursement claims for the medicines purchased by the beneficiaries for not being available at the polyclinics, the Central Government takes back Rs. 1/- per claim in the name of Revenue Stamp.

Humiliating reimbursement rates

Empanelled doctors are given humiliating payment of Rs. 350/- for OPD/IPD consultation, which is less than Rs. 446/- that a labourer earns under MGNREGA. Why would a senior specialist get itself empanelled with the C.G.H.S. and E.C.H.S. for a demeaning payment that an empanelled general physician and an empanelled junior and unexperienced specialist do equally get?

Senior specialists debarred

The disappointment of the beneficiaries is due to failure to understand that the Central Government also does not guarantee consultation from experienced senior specialists. What is being provided is medical treatment in all specialties available in the empanelled hospitals **but not from all specialists available in the empanelled hospitals**. During the era of Prime Minister Manmohan Singh (Congress 2004 to 2013), the Central Government used to consider the consultation fees charged by the senior specialists in super specialty hospitals. During the era of Prime Minister Narendra Modi (BJP 2014 to present), however, the Central Government does not guarantee consultation from the experienced senior specialists available in empanelled hospitals, and so it has stopped considering the consultation fees of senior specialists.

Ditching old good policies

In the fast lane of advancing medical science, the C.G.H.S. and E.C.H.S. would always be dependent on the empanelled hospitals for new and better treatment options; reimbursement-claims are, therefore, integral and indispensable part of medical treatment of the aged beneficiaries. In the beginning, for fixation of reimbursement rates, data was sourced from the open market, i.e. from any interested hospital and diagnostic centre, and the median rates were considered. Then data was sourced only from the closed market, i.e. empanelled hospitals. Not only the empanelled hospitals keep their rates appealing to the Central Government by quoting the lowest rate, but also the empanelled hospitals are controlled by terms and conditions of the Central Government; thereby in effect, passively the Central Government is always in control of inputs of data for revising reimbursement rates. Given increasing inflation, the reimbursement rates are in effect gradually being reduced by trashing the old good policies, on the

shoulders of which the Central Government is standing today.

Extinction of empanelled hospitals & diagnostic centres
The Central Government has ruined the C.G.H.S. and the E.C.H.S. into Bapuji Cake Health Scheme. Empanelment of private hospitals is done because the Bapuji Cake Health Scheme has neither adequate facility nor capacity to provide services to the beneficiaries. Very much of that deficiencies will be taken care of once privatisation of the government hospitals are done; there will be neither necessity to refer the beneficiaries to the empanelled hospitals nor necessity to empanel private hospitals, anymore. Once empanelled hospitals have become nonexistent, where would the aged and poor beneficiaries be referred to obtain the second medical opinion? Once a legal right is granted, it cannot be revoked. That is why the patients' right to obtain the second medical opinion, adopted and recognised by the Central Government, is cleverly not implemented in the Bapuji Cake Health Scheme, and the Central Government is impervious to requests made in this regard. This is the reason why the empanelled hospitals compartmentalize the beneficiaries from general private patients and provide to the beneficiaries a small sample of or truly an advertisement on how good their services could be without giving full-fledged services as deludedly envisaged in Bapuji Cake Health Scheme, failure in understanding of which is the reason that infuriates the beneficiaries beyond words. **With increasing inflation, the lowest and humiliating reimbursement rates prescribed by the Central Government not only fuels this fire but also causes repugnance in the minds of the beneficiaries against the empanelled hospitals. This is deliberate attempt of the Central Government to persuade the beneficiaries into accepting, if not liking, privatisation of the Central Government hospitals, so that protests and law suits against privatisation of the Central Government hospitals is precluded. This is the wicked plan of the Central Government, which a layperson can contemplate from the actions and policies of the Central Government. This is what I foresee. Now the question remains, who will be the greatest beneficiary of such privatisation, is it the business tycoons in India or in foreign countries?**

The Oligarchy of India: Now I need you to see how the Central Government silences every protestor and why there is need for corrupted officials.

Dictatorship

The problem with the Indian politics, the government employees, and you, working in the Central Information Commission, is that the Article 21A of the Constitution of India, the Right to Education Act, 2009, and "Beti Bachao Beti Padhao" leads to education and empowerment of the citizens and consequent protests against the founding principle of the Indian democracy: we achieved independence from Britishers, but still we are slaves of our own people in power. The citizens are deprived, neglected, cheated, and backstabbed. For the sake of transparency and for

redressal of complaints, when the learned citizens question the manner in which the Government decides various social welfare policies, laws, and rules, then, the officers like Dr. Manoj Jain (Ex-Director C.G.H.S. HQ Delhi), Shri Vinod Kumar Tiwari, and the like do not allow the citizens to investigate in to the affairs of the Government and to cast votes based on the works of the Government. Simply said, a ruling political party begs for vote from the citizens but is intolerant to feedbacks and constrictive criticisms from the citizens.

Deception

In the hearing dated 15th Jan 2024, Central Information Commissioner Shri Vinod Kumar Tiwari said, "there is no provision in law for conducting hearing in the 1st Appeal".

Having the lives of 52 lakhs Ex-servicemen and their dependents in the hands of D.E.S.W. Deputy Director Welfare Shri Nanda Kishore Panda, once violating section 1.4 of the Indian Medical Council (Professional Conduct, Etiquette and Ethics) Regulations, 2002, in a futile attempt to deny information, stated in writing³ that doctor's registration number and name of the medical council where registered are 3rd party information. Also, in the hearing this official gave false statements on the face of the C.I.C. to escape disciplinary action, and carried on doing fraudulent compliance of the C.I.C.'s Order despite my email warning (for details please see Fraudulent Compliance Complaint C.I.C. Diary No. 616604 dated 20th Apr 2024).

You know, parents at the post of not secretaries but labourers, having a little income, seldom afford the costly private schools. Having the duty of building and protecting the future of government schools students, ruling politicians and the officers of West Bengal School Service Commission take bribe from the incompetent candidates, who have even submitted blank answer sheets (OMR), this showcase of temerity is just because the parents are undereducated. For the parents the standard of education of the students is illai⁴, and what suffice is the peace of mind that children are going to schools, "All is well"⁵.

Making a government with incompetent officials like Shri Nanda Kishore Panda and Shri Vinod Kumar Tiwari is to ensure survival of the ruling political party either by keeping the citizens ignorant or by suppressing the learned citizens by crippling the government machinery that addresses the people's concerns.

³ Letter MoD ID. No. 24(09)/2022-D(WE/Res-1) dt. 20th Sep 2022.

⁴ Means unknown, the Tamil word is used to express general negation.

⁵ Movie 3 Idiots: In a village, there was a watchman, who used to shout "All is well" at night. Listening to this the villagers used to sleep comfortably. Once theft happened; then, the villagers came to know that the watchman was blind.

Corruption

In public interest, people are supposed to be equally benefitted from the government. In personal interest, however, the West Bengal has witnessed several political violence and murder including children being killed in bomb blasts in every election. Where corruption disguises personal interest as public interest, some of our own people are very likely to be illegally blocked, silenced, or get rid of.

It happened to the Central Railway CPIO who got punished for honestly doing its duty by providing reply to a RTI Query that how much public money the Indian Railways has spent on Selfie Booths installed in the Railway Stations for publicity of Prime Minister Mr. Modi, the information which no other Railway CPIO provided⁶.

It happened to the aged, alone, and helpless E.C.H.S. beneficiaries for protesting against deficiencies in the E.C.H.S., where in the afternoon of 26th July 2023 without prior notice and under undeclared emergency the Officer-in-Charge Lt Col Sanjoy Bhattacharyya (Retired) blocked the beneficiaries in the official Group of the E.C.H.S. Polyclinic Salt Lake in the Telegram App⁷ in violation of the following law:

*Section 6(1) of The Calcutta Port Trust Employees (Conduct) Regulations, 1987: Criticism of Board/Government :- No employee shall, in any radio or television broadcast or in any document published anonymously or in his own name or in the name of any other person or in any communication to the press or in any other public utterance, make any statement of fact or opinion - Which has the effect of an adverse criticism of any current or a recent policy or action of the Central Government, State Government, the Board or any other Major Port Trust: provided that in the case of any employee specified in the first proviso to sub-regulation (3) of regulation 1, **nothing contained in this regulation shall apply to bona fide expression of views by him as an office bearer of a trade union of such employees for the purpose of safeguarding the service conditions of such employees or for securing any improvement therein.***

It happened also to this RTI Investigator for seeking suo moto publication of certain information for the sake of greater transparency and education & empowerment of the E.C.H.S. beneficiaries and its parents, where Central Information Commissioner Shri Vinod Kumar Tiwari bullied into depriving this RTI Investigator of its right to argue and defend its case, suddenly disconnected the video conferencing when this RTI Investigator started speaking about the mental cruelty meted out

⁶ The Times of India, New Delhi, 3rd January 2024, Pg. No. 15: Railway official who gave PM selfie booths' cost info shunted.

⁷ PGPORTAL MODEF/E/2023/0004446 and MODEF/E/2023/0004868.

by Lt Col S.C. Katoch and others (Indian Military), and passed the fraudulent decision dated 17th January 2024.

Once Shri Nanda Kishore Panda wrote to me in its letter dated 7th March 2023, DEXSW/R/E/23/00075, "As such RTI applicant does not have power to give any direction to Public Authority within the jurisdiction of the RTI Act, 2005". In reply dated 11th Aug 2023, having Ref. No. CPT/ACFSH/DESW/913(8), I wrote "... **Power to give direction comes with the power to inflict pain and fear on disobedience.** So, do I have that sort of power, Mr. Nanda Kishore Panda? ..."

Government employees earn salaries for the services provided to the citizens; but in this bad government, the Oligarchy of India, officers like Vinod Kumar Tiwari, N. K. Panda, and many others get no salaries but monthly gratifications for abuse of position, dishonesty, and terrorising the citizens in favour of the corrupt politicians and corrupt officers. This is a kind of corruption in Oligarchy of India that has no mentioning in the Prevention of Corruption Act, 1988, tailored to suit the needs of the bad politicians: "Mera desh mahan 100 mai se 99 baiman" - Movie 16th December.

Malicious decision of Shri Vinod Kumar Tiwari:

It is suffice to say that my appearance alone in the referred 2nd Appeals' hearing shows that I have grievance against the First Appellate Authority; but neither the C.I.C. questioned the F.A.A. whether I was given an opportunity for hearing nor the C.I.C.'s Order reflects the same. I am not inclined to further investigate into appointment of ignorant Shri Vinod Kumar Tiwari at the post of the Central Information Commissioner, but the disinformation that "there is no provision in law for hearing in the 1st Appeal" this official is passing on to the humble citizens is with ulterior motive to keep the citizens ignorant and to make the RTI Act, 2005, practically ineffective in countering unaccountability and corruption in the Government.

Now we will look in to the case against the C.I.C. based on the following opinion of the Supreme Court. In *Bharwada Bhoginbhai Hirjibhai Vs. State of Gujarat* (2 (1983) 3 SCC 217), the Court held that it does not interfere with the concurrent findings of fact unless it is established:

ii. That the finding is perverse, it being such as no reasonable person could arrive at even if the evidence was taken at its face value; or

iv. Some vital piece of evidence which would tilt the balance in favour of the convict has been overlooked, disregarded or wrongly discarded.

This Court does not function as a regular Court of Appeal in every criminal case. Normally, the High Court is a final

court of appeal and this Court is only a court of special jurisdiction. This Court would not therefore reappraise the evidence to determine the correctness of findings **unless there are exceptional circumstances where there is manifest illegality or grave and serious miscarriage of justice, for example, the forms of legal process are disregarded or principles of natural justice are violated or substantial and grave injustice has otherwise resulted.**

Also, in Dalbir Kaur & Ors. Vs. State of Punjab ((1976) 4 SCC 158) the court opined that:

(4) that the Court would interfere where the High Court has arrived at a finding of fact in **disregard of a judicial process, principles of natural justice or a fair hearing** or has acted in violation of a mandatory provision of law or procedure resulting in serious prejudice or injustice to the accused;

The fact remains that the C.I.C. was in great hurry; when I started to present the grounds for the first 2nd Appeal, the C.I.C. swiftly moved on to the second 2nd Appeal; I was not allowed to complete my arguments for the first 2nd Appeal leave alone the second 2nd Appeal, and the C.I.C. abruptly said that decision has been taken on both the 2nd Appeals; I was shocked, I was almost begging for some time, and when I started speaking about the mental harassment meted out by the Indian Military, the C.I.C. immediately disconnected the video conferencing; I spoke for 2 to 3 minutes maximum. The C.I.C. bullied into denying me of my right to argue and defend my case in the hearing dated 15th Jan 2024, and the C.I.C. has taken no action against the accused Military Personnel, Lt Col S.C. Katoch and others, for torturing this RTI Investigator. I complained again and again in the followings:

- 1) Complaint Ref. No. CPT/AC5A/CIC/2(24) dated 18th Jan 2024, Registry Post to Chief Info. Commissioner RW120177852IN.
- 2) Complaint Ref. No. CPT/AC5A/POIND/3(24) dt. 28th Jan 2024, President's Secretariat PRSEC/E/2024/0003888.
- 3) Complaint Ref. No. CPT/AC5A/DPTND/4(24) dt. 6th Feb 2024, PGPORTAL DOPAT/E/2024/0001088.
- 4) Appeal dated 19th Feb 2024, PGPORTAL DOPAT/E/A/24/0000222.
- 5) The subject RTI Application dated 18th March 2024.

See, transparency in the order of processing of several reimbursement claims at the polyclinics, implementation of which I requested in the E.C.H.S. in the referred first 2nd Appeal (**Order of Reimbursement Case**), is being suo moto provided for the civilians in the C.G.H.S.'s website.

See, publication of closed and decided cases filed by or against the E.C.H.S. for education and empowerment of the beneficiaries, which I requested in the second 2nd Appeal (**Education and Empowerment Case**), is being suo moto published not slightly in

favour of the Ex-servicemen but exclusively in favour of the E.C.H.S. administrators to criticize, dominate, and threaten the aged, helpless, and Ex-servicemen who are ignorant of law. See in my written statement, which I need you to publish, I put forth in evidence the **C.O. E.C.H.S. letter dated 12th Nov 2016 having no. B/49714-CC/AG/ECHS and subject Advisory: B/49714-CC/AG/ECHS/5-2016 Defence of ECHS Reimbursement claim cases in consumer forums.** Also, see therein that I put forth in evidence the **paragraph no. 12 of the C.O. E.C.H.S. letter dated 9th Oct 2015 having no. B/49717-C/AG/ECHS having subject B/49717-C/AG/ECHS/5-2015- Applicability of consumer protection act 1986 wrt ECHS.**

All the evidences prove that the RTI replies of the Public Authority are misleading to obstruct requested transparency in the E.C.H.S. The intention of the Central Government is to prevent the aged beneficiaries from being educated and empowered to speak for their lawful interest and to protest against abuses in the hands of E.C.H.S. administrators and others.

You will see both the 2nd Appeals are related to very different issues, one is Order of Reimbursement and the other is Education and Empowerment. To prevent exposure of the cruelty meted out on the helpless and ignorant beneficiaries, on my father, and on this Patient-party cum RTI Investigator, Shri Vinod Kumar Tiwari has deliberately ruined the hearing and has fraudulently stated in its Order "The above-mentioned Appeals are clubbed together as the Appellant is common and **subject-matter is similar in nature** and hence are being disposed of through a common order."

On the other hand, the Public Authority filed its written statement on both the referred 2nd Appeals on 27th Dec 2023 (483379 and 483380), and the C.O. E.C.H.S. was prepared to face this Patient-party cum RTI Investigator face to face in the video conferencing on 15th Jan 2024. In the meantime, the **C.O. E.C.H.S. produced the letter dated 4th Jan 2024 having no. B/49760/AG/ECHS/Vig/2024 having subject: Ineligibility of candidate,** wherein the C.O. E.C.H.S. has stated **"4. The ibid quoted Court Order is a vindication of the soundness of the HR Policy in this regard of the ECHS and should be used as reference for future."**

The point is the C.O. E.C.H.S. is not reporting all the closed and decided cases, which "should be used as reference for future"; there are many cases decided against the E.C.H.S., one of the hair rising case was NCDRC New Delhi Consumer Case no. 44 of 2008 of Priya Narhari whose mother, a widow and E.C.H.S. beneficiary, died because of wrong treatment in the Command Hospital Pune, and "It is alleged that the dead body of the patient was given to complainants **only after taking an undertaking that they shall not initiate any criminal proceedings against the opposite parties.**"

The point is, just compare the C.O. E.C.H.S.'s letters dated 12th

Nov 2016 and 9th Oct 2015 with the letter dated 4th Jan 2024; a person being ineligible for appointment at the post of Officer-in-Charge in E.C.H.S. polyclinic has been made a matter of concern for not just the recruiting Headquarters but also for all the polyclinics, **which have absolutely no role in recruitments:** "It is requested to disseminate this letter to **all PCs...**"

The point is that, in this Oligarchy of India, the C.O. E.C.H.S. knew that Shri Vinod Kumar Tiwari would bully me into depriving me of my right to argue in the hearing. During the intervening time between the date of C.I.C. Hearing Notice and the date of C.I.C. Hearing, giving very wide publicity of "**vindication of the soundness**" of its actions was just celebrations in C.O. E.C.H.S. - **it is all "mili jhuli sarkar" as the People of India say.**

The point is that, the misbehaviour of Shri Vinod Kumar Tiwari proves that the Central Information Commission is corrupt and there are reasons to be not upright under political pressures. The fraudulent Order dated 17th Jan 2024 proves that the Central Information Commission adjudicates appeals giving undue favour to the Indian Military; it proves that the Indian Military has prior experience of getting favours, for the reason why it has given in writing that judiciary has fiduciary relationship with a party to a case:

In RTI Application DEXSW/R/E/22/00891 (Prejudice Case),

Query Part 2, 2 c) Provide by the means of list containing the following details of cases filed against the E.C.H.S. in any court, forum, or commission in the period year 2022 to 2004:

- i) case no., case year, and case type;
- ii) court, commission, or forum name where filed;
- iii) rank and names of the Officer-in-Charges of E.C.H.S. Polyclinics in West Bengal, rank and names of the officials at Station Cell E.C.H.S. Bengal Area H.Q. Kolkata, or rank and names of the officials at Regional Center Kolkata who were as per judgement criticized, reprimanded or rebuked by the court, commission, or forum for threatening any E.C.H.S. beneficiary.

For example, in W.P. (Civil) 9028 of 2012 the court said in its judgement "On going through Exhibit P6, I also see that a Retired Colonel, who is the Officer in charge of the ECHS Poly Clinic, Alappuzha has requested the retired Havildar, a 76 year old man, "not to write threatening letters". It is unfortunate that a 76 year old Ex-service man is treated in this manner."

It was clear that I meant closed and decided cases, but Jt Director Complaints & Litigations C.O E.C.H.S. Replied:

(a) Part 2, For Ser No 2 (c). The information sought by RTI applicant is of fiduciary nature as it pertains to the

legal matter and would impede further legal / investigation proceedings and thus denied to the applicant as exempted under Sec 8(1)(e) and Sec 8(1)(h) of RTI Act 2005.

A judge shall be independent in relation to society in general and in relation to the particular parties to a dispute which the judge has to adjudicate. Unfortunately, Shri Vinod Kumar Tiwari is very biased, corrupted, and guilty for abuse of position.

Human Rights Violation

I was protesting against non-implementation of the patients' right to obtain second medical opinion in the E.C.H.S. By the means of RTI, I was protesting against no transparency in the order of processing of reimbursement claims in the polyclinics. I was protesting against unfair policies of the E.C.H.S. I was protesting against the "extremely unethical" letter no. PC127/ECHSEx NK Gopal/Re imb/22 dated 16th Apr 2022 of then Officer-in-Charge of the Polyclinic Salt Lake Lt Col Vidyut Mukherjee (Retired). My letters to higher authorities of the E.C.H.S. were cause of anger to them. On 18th April 2022, the Officer-in-Charge harassed me and the doctor tortured me demanding explanation how it is ethical to get my injured father referred to the nearest empanelled hospital without physical appearance at the distant E.C.H.S. Polyclinic, which later then C.G.H.S. HQ Director Dr. Manoj Jain allowed vide Order No. Misc. 01/2023/DIR/CGHS dated 31st March 2023. On 22nd June 2022, my demand for reason why treatment prescribed by the referred empanelled specialist would not be provided to my father was cause of anger to general physician Lt Col Dr. Sourav Sinha (Retired) of the Polyclinic; the doctor not only insulted my father out in public but also talked to me in slang language and defamed me in public. I complained against the abusive behaviour of the doctor, vide PGPORTAL DDESW/E/2022/01813 dated 10th July 2022; but in revenge, in the same month of filing the complaint the accused doctor did not issue six medicines to my father for chronic diseases because of which my father was forced to visit for the second time the same doctor in the same month, and on the way to the Polyclinic my father had a bus accident with bleeding and got admitted in ICU three days later. To add insult to injury, where my father was at home and still unwell, the E.C.H.S. RC Kolkata sent letter no. 202771/CPGRAMS/Med dated 6th Aug 2022 stating that the doctor did nothing wrong. My RTI Investigation against prejudice (DEXSW/R/E/22/00891 dated 11th Sept 2022) exposed some dishonest officials in the E.C.H.S., which I wrote about in its RTI 1st Appeal dated 10th Nov 2022 to Dr. P.P. Sharma; it was disaster to several Army and polyclinic officers; C.P.I.O. Nanda Kishore Panda demanded comment and reply from them on my 1st Appeal. In counter blast, without letting me know and without doing copy forward to me, in letter dated 2nd Dec 2022 Lt Col S.C. Katoch defamed me with scandalous allegations that I made false complaints against the E.C.H.S. and that I had verbally threatened the Polyclinic Salt Lake staff to get for myself E.C.H.S. facilities, and asked higher authorities

to blacklist me to block my RTI Investigations. **My father has been humiliated for having a son; my non-entitlement to the E.C.H.S. has been used against me; I have been subjected to severe loss of dignity; the Indian Military violated my human right. That letter was addressed to Station Commander Brigadier R.K. Singh, but the individual did not felt the need to give me an opportunity for hearing against these allegations. Army is there to protect the citizens, but Brigadier R.K. Singh has neither protected me by conducting hearing nor taken punitive action against Lt Col S.C. Katoch, as if Brigadier R.K. Singh is one of the conspirators - Brigadier R.K. Singh is guilty for conduct unbecoming a soldier, too. That letter was also addressed to F.A.A. Dr. P.P. Sharma, and I am very much thankful to Dr. P.P. Sharma for letting me know about the conspiracy, vide its letter dated 5th Jan 2023. For all these reasons, on 23rd Jan 2023, I filed RTI Application (DEXSW/R/E/23/00075) requesting publication of closed and decided cases filed by or against the E.C.H.S. for **Education and Empowerment** of the E.C.H.S. beneficiaries to prevent reoccurrence of what happened to us. On the day of C.I.C. hearing on both the RTIs, i.e. Order of Reimbursement Case and Education & Empowerment Case, I was present before Shri Vinod Kumar Tiwari with documentary proof of being innocent provided in follow-up RTI Investigation against criminal Lt Col S.C. Katoch; I was present before Shri Vinod Kumar Tiwari with hope for recommendation for General Court Martial against accused officers; Shri Vinod Kumar Tiwari, however, immediately disconnected the video conference when I spoke about threatening this RTI Investigator. Central Information Commission is in position effectively to exercise control over or to direct the Indian Military to take punitive action against the accused Military officers, but Shri Vinod Kumar Tiwari together with other perpetrators planned, prepared, initiated or executed violation of my human rights, again and again:**

The expression 'human rights' is defined in Section 2(d) of the Protection of Human Rights Act, 1993.

"human rights" means the rights relating to life, liberty, equality and **dignity of the individual** guaranteed by the Constitution or embodied in the International Covenants and enforceable by courts in India.

This proves the claim of the Indian Military that the Central Information Commission has fiduciary relationship with the Indian Military. Issuing hearing notices and passing biased and fraudulent C.I.C. Orders without actually hearing the citizens; threatening and roping into false cases the RTI Investigators by the public authorities; the Information Commissioners shutting video conferences on the face of the victims thereby taking or recommending no penal action against the criminals like Lt Col S.C. Katoch and others; **this shows that intimidating the citizens governed is part and parcel of the corrupted Central Government.**

Contentions:

- a) Large-scale corruption and dishonesty in the Government has been demonstrated herein.
- b) My signed written statement **diarised with the C.I.C.** is information not only held but also under tight control of the C.I.C., which people of India are totally unaware of.
- c) There exists no provision in law that prohibits publication of my written statement by the C.I.C., and that the C.P.I.O. failed to show any precedents. **This RTI Investigation against Central Information Commissioner is unique as far as I know.**
- d) In providing the information sought, neither the C.P.I.O. nor the F.A.A. is required to decide whether the Order dated 17th Jan 2024 of Central Information Commissioner Shri Vinod Kumar Tiwari is correct or otherwise. (CIC/AA/A/2006/00032&00034 dated 22nd June 2007.)
- e) For the question of publishing written statements, the procedure followed by the C.I.C. can violate neither section 2(i, j), section 4(1-b-v), section 4(2), nor section 22 of the RTI Act, 2005; simply said the C.I.C. cannot go against the spirit of the Act.
- f) That the people of India has the right to compare the published C.I.C.'s Order with the unpublished Written Statement (mine and that of the Public Authority) to decide whether Shri Vinod Kumar Tiwari is guilty of misconduct and corruption. The people of India, i.e. the voters, have the right to decide whether there is large-scale corruption in the government.
- g) That the publication of the information is in larger public interest has been demonstrated and that the same would amount to reducing corruption and increasing the faith in the elected representatives.
- h) Opposing publication of my written statement aggravates public injury, such injury that has arose from breach of public duty and due to violation of natural justice on the part of the Shri Vinod Kumar Tiwari.
- i) To contain corruption in the Central Information Commission and the Central Government and redressal of public injury, publication of my written statement is in the interest of justice.
- j) Publication of my signed written statement for the purpose of giving the information sought in the subject RTI Application (after hiding Service and E.C.H.S. card numbers of my father contained therein) is allowed under

section 1.4 of the "Guidelines on suo moto disclosure under Section 4 of the RTI Act" attached with the Department of Personnel and Training's Office Memorandum No. 1/6/2011-IR.

- k)** And that publication of my signed written statement without appending it with the already published C.I.C.'s Order dated 17th Jan 2024 shows ulterior motive of the corrupted Central Information Commission in the Oligarchy of India.

Requisition:

I know corruption would not let you to see my cry for justice, as you will disagree with the grounds stated in the subject RTI Application and in this Appeal, and as you will relentlessly make illegal excuses behind the closed doors that not section 8 of the obsolete Central Information Commission (Appeal Procedure) Rules, 2005, provided but the section 15 of the extant Right to Information Rules, 2012, provides. I know corruption would not let you to act independently and honestly as a quasi-judicial officer to expose corruption and put the criminals behind bars. I know corruption would not let you to repeat:

3. The directions have been issued by the CIC on arriving at the following conclusion

a) It is factually proved that appellant was put to extreme hardship by the corrupt political rulers and corrupt public servants in retaliation of his unstinted implementation of rule of law.

(Extracted from W.P.(C) 5521/2016 & CM No. 23078/2016 (stay), Delhi High Court.)

I know corruption would not let you to be an upright person to stand against your senior Shri Vinod Kumar Tiwari and repeat:

If the previous order of CIC on similar context is not in accordance with RTI Act or Constitution or any other law including the judgment of Constitutiona Courts, it can be ignored. (Extracted from CIC/POSTS/A/2017/130777.)

Still I shall like to delude myself with false hope that:

My written statement submitted to the C.I.C. on 8th Jan 2024 having diary nos. 601184 and 601186 (both identical) has confidential military service no. and E.C.H.S. Card no., I have erased that using photo editing software and again uploaded on date _____ having new diary no. _____ under File no. **CIC/DEXSW/A/2022/664968.** Please publish the redacted written statement by appending it with the C.I.C.'s Decision dated 17th Jan 2024.

Information sought: Please see the enclosed RTI Application.

Information provided in the Reply dated 27th March 2024:

Point No. 1:- Information for internet address (URL) of RTI application and the reply of the CPIO may be seen on Commission's website link:- <https://cic.gov.in/rti-reply>

Dissatisfaction:

- a) As on date, **nothing has been uploaded** in the given internet address as far as this RTI Investigation is concerned.
- b) It has been observed from the uploaded replies given in respect of the RTI Requests made by other Applicants that the Central Information Commission has the habit of uploading only queries and replies without letting the People of India know the reason behind the queries.

Perspective (background and reason) of RTI Applications:

Here I am repeating what I once wrote in a RTI Investigation dated 11th June 2023 against C.O. E.C.H.S. Director Medical Col A.C. Nishil⁸:

Let the Government be aware of protest against the policies of Government that does good to few voters of the country. Let the Government be aware of the complaints against delinquent, irresponsible, or malicious administrators who are not content with anything. Such administrators have ruined India; still they are not satisfied. They seem to think that Providence has made the people of India for them as frogs for shakes, deer for lions, and grass for cattle. There is no limit to their own covetousness, selfishness, and perverse sentiments; far from being moved with compassion for the distresses of people of India, they are ever busy in wishing the destruction of the little that is left with the people being governed. Cruel oppressions exercised by and the predatory excursions of Britishers could not injure India so much as is being done by our own people - we achieved independence from Britishers, but still we are slaves of our own people in power. One looks with blank

⁸ RTIOnline DEXSW/R/E/23/00678: Subject: In respect of reimbursement claim of my father raised due to deficiency in service of the Ex-Servicemen Contributory Health Scheme and rejected by the Regional Centre Kolkata for the want of Emergency Certificate, a requisition for providing certified copy of the decision of the Appellate Authority and Director Medical C.O. E.C.H.S., in reference to the Appeal having PGPORTAL Docket No. DDESW/E/2023/0000058, not in respect of a stranger namely Deepak Kumar but in respect of my father, Nk Gopal Chakraborty (Retired). In reply, I was threatened in writing for doing the investigation.

dismay on the India. Even a cyclone, a flood, an earthquake, or a similar natural calamity could not have brought on such a sad state as the country is in. Where the matter relates to the health care schemes of the Government, the loss may be compensated; on the other hand, deaths ensue in consequence, the loss can never be made up. History repeats in chunks, and the dark history of the India still haunts us in the modern days:

The Saptahik Samachar of the 21st March, in an article of the oppressions on Railway passengers, makes the following observations: However respectable a man may be, he is insulted as soon as he is in a Railway carriage. The officers of the Railway Company insult the native passengers to the best of their ability. The evil was at its height when the Police was under the Railway authorities, and to check it the Government Railway Police was created. The evil, however, has not ceased; for the present Railway Police also never act against the wishes of the Station Master. True, the authorities at home and Mr. Batchelor also have declared, that any servant of the Company would be dismissed and punished if found maltreating the passengers, but the threat is never carried out in practice; nay, the officers are in a manner encouraged in their rude behaviour. If a passenger chances to inform the authorities of any insult received, the sahibs unabashed tell him to go to law, alleging at the same time that the officers complained against had acted according to the rules of the Company. So that the insulted passengers are obliged to be quiet, for it is not an easy matter to go to law.⁹

Every RTI Application, therefore, made out of public interest has a bona fide story to tell, to provide a perspective, a background, and the reasons, which quite often is absent in a RTI Application made out of personal interest. Without pride and prejudice, the RTI Act, 2005, gives a fighting chance to the humble, mediocre, and poor, which is enshrined in the Preamble of the Right to Information Act, 2005:

An Act to provide for setting out the practical regime of right to information for citizens to secure access to information under the control of public authorities, in order to promote transparency and accountability in the working of every public authority...

And whereas democracy requires an informed citizenry and

⁹ The Calcutta Gazette, 2nd January-31st March 1958, page no. 31.

transparency of information which are vital to its functioning and also to contain corruption and to hold Governments and their instrumentalities accountable to the governed.

Perspective (background and reason) is the force that obliges public authorities to comply with the law faithfully; without perspective, the RTI Application is a soul drained out of blood and is impotent. Perspective is the spirit (backbone and driving force) of the RTI Applications.

Contentions:

Section 1.4 of the "Guidelines on suo moto disclosure under Section 4 of the RTI Act" attached with the Department of Personnel and Training's Office Memorandum No. 1/6/2011-IR **in no way directs to do publication of RTI Applications and Appeals after stripping its perspective (background and reason).**

In fact, the Office Memorandum and the Guidelines direct the public authorities to provide in websites search facility based on key words. Now I have come to know after publishing in the aforesaid websites about the affairs of the government that key words are auxiliaries, which are mentioned separately after uploading original documents.

Precedent: RTI petitions are published in website as it is by the Airports Authority of India¹⁰.

That denying publication of a RTI petition **as it is** together with perspective (background and reason) of the RTI petition shows ulterior motive of the corrupted Central Information Commission in the Oligarchy of India.

Requisition: Please make arrangement to upload my RTI Application and this Appeal **as it is** at the given internet address after hiding my mobile number.

RTI Application Query $\frac{3}{\text{No}}$

Clarification sought in the RTI replies:

In the RTI reply dated 16th Apr 2024 read with the reply dated 8th Apr 2024, I cannot figure out whether that 73 pages, for which I have been asked to pay cost of Rs. 146/-, really contain Reports of Audits done and advice/recommendation given by the Central Information Commission in respect of (1) Department of Ex-servicemen Welfare and (2) Ex-servicemen Contributory Health

¹⁰ <https://www.aai.aero/en/right-to-information>

Under Kolkata Region:

<https://www.aai.aero/sites/default/files/rtidir/P-Shomenath.pdf>

<https://www.aai.aero/sites/default/files/rtidir/P-Rajat%20Sharma-123.pdf>

<https://www.aai.aero/sites/default/files/rtidir/P-Mukesh.pdf>

Scheme. I have doubt because in the reply dated 8th Apr 2024 I have been told that the same do not exist. Please clarify this, and if the desired information exists; then, please narrow down the volume of information only to what is relevant to the D.E.S.W. and E.C.H.S. Thanks.

Hopefully, &c.,

Place: Dum Dum, Calcutta.

(Signed)

ANIRBAN CHAKRABORTY

Patient-party and authorised representative.
ID: My PAN Card.

Enclosures:

(Self-attested Xerox copies)

As stated.

Copy forwarded for information to: by emails

- i. C.P.I.O. D.E.S.W.
- ii. Managing Director and other of E.C.H.S.

AFFIDAVIT

I Anirban Chakraborty S/o Nk Gopal Chakraborty (Retired) aged about 36 years being an Indian citizen and in the capacity of being the offspring and the patient-party; do hereby solemnly affirm that the statements made in this appeal are true to my knowledge and information received and the rest are my humble submissions.



(ANIRBAN CHAKRABORTY)

C% B

ORIGINAL

Statutory Notice

Details contained herein like contact information, enclosures and IDs are personal, which is solely intended for the addressee(s) herein mentioned; it has no relation to any Third Party. Indexing by search engines and publication in websites of personal details and documents would attract contempt of Court, vide W.P. 33290(W) of 2013, Calcutta High Court. Such publication is in contravention to the Office Memorandum of Department of Personnel and Training being no. 1/31/2013-IR dated 8th Jan 2014, too. To prevent misuse or theft of personal details inadvertently published, Third Party, if obtains a copy of this unredacted document anyhow, is required to delete the copy immediately.

Post Script: Please cause to take punitive action against the accused persons based on my written statement and the information contained hereinabove. The Army is not letting me to directly contact the Chief of Army Staff to request for an order for Court of Inquiry/ General Court Martial, and Department of Military Affairs Deputy Director Coordination Sila Sinha is sleeping on my PGPORTAL complaints since Nov 2023. EoD


**First Appeal u/s 19(1) of the
Right to Information Act, 2005**

Online.

Ref. RTIFA/AC5A/CIC/3(26)
No

Anirban Chakraborty

S/o Nk Gopal Chakraborty (Retd.)
2 No. Motilal Colony, P.O.: Rajbari Colony,
Calcutta 700081, (N) 24 Pgs., West Bengal,

@Gmail.com

To,

The Chief Information Commissioner

Office of the Central Information Commission,
~~Government~~ Oligarchy of India
CIC Bhawan, Baba Gangnath Marg,
Munirka, New Delhi - 110067.

Dated Calcutta the 17th May 2024.

Subject:

**Uploading redacted written statement for publishing in the 1st Appeal
in the RTI Investigation No. CICOM/R/E/24/00332 dated 18th March 2024
against Central Information Commissioner Shri Vinod Kumar Tiwari.**

Reference:

My 2nd Appeals CIC/DEXSW/A/2022/664968 & CIC/DEXSW/A/2023/639662.

Respected Official,

The Central Information Commission's CPIO and FAA will be pleased to publish my written statements dated 8th Jan 2024 having diary nos. 601184 and 601186 (both identical) by appending it with Central Information Commissioner Shri Vinod Kumar Tiwari's published Order dated 17th Jan 2024 in the referred 2nd Appeals. Since my already submitted written statements contain confidential information like Military Service No. and E.C.H.S. Card No. of my father, that is why I have photo edited to remove the confidential information.

For convenience of the CPIO and the FAA, please register the herewith attached redacted written statement dated 8th Jan 2024.

Affidavit: I hereby declare that the enclosed document is authentic.

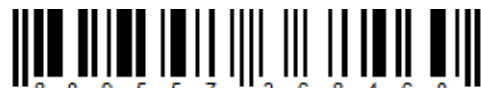
Hopefully, &c.,

Place: Dum Dum, Calcutta.

Enclosure:

Redacted Written Statement.

https://archive.org/details/@oligarchy_of_india



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(ANIRBAN CHAKRABORTY)

C% B

ORIGINAL

EoD

**First Appeal u/s 19(1) of the
Right to Information Act, 2005**

Registry Post on _____.

Ref. RTIFA/AC5A/CIC/3(26)
No

Anirban Chakraborty

S/o Nk Gopal Chakraborty (Retd.)
2 No. Motilal Colony, P.O.: Rajbari Colony,
Calcutta 700081, (N) 24 Pgs., West Bengal,

@Gmail.com

To,

Ms. Roop Avtar Kaur
The First Appellate Authority

C/o The Chief Information Commissioner
Office of the Central Information
Commission,
~~Government~~ Oligarchy of India
CIC Bhawan, Baba Gangnath Marg,
Munirka, New Delhi - 110067.

Dated Calcutta the 17th May 2024.

Subject:

An application for condonation of delay of ____ days in submission of the enclosed 1st Appeal
in the RTI Investigation No. CICOM/R/E/24/00332 dated 18th March 2024
against Central Information Commissioner Shri Vinod Kumar Tiwari.

Respected Official,

I received the reply through **not Registry Post** but website on 16th April 2024. Due to pending public interest works already in queue in respect of ECHS, Army, DESW, & CIC: RW483992231IN, RW483992228IN, RW483992262IN, & CIC Non-Compliance Diary no.: 616604; due to **ongoing heat wave in Dum Dum reaching 43°C** causing my computer attaining temperature as high as 57°C; with a little time left after my job, I could not complete writing the 1st Appeal & post within 1 month from the date of receipt without harming my personal computer. **So, you are requested to condone the delay & please admit the herein attached 1st Appeal.** Thanks.

Hopefully, &c.,

Place: Dum Dum, Calcutta.

Enclosures:

The Original 1st Appeal.

**Supporting documents have been
uploaded in the website of the CIC
vide Diary No.:**

On Date:

Under File CIC/DEXSW/A/2022/664968.

https://archive.org/details/oligarchy_of_india



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(ANIRBAN CHAKRABORTY)

C% B

ORIGINAL

EoD

**First Appeal u/s 19(1) of the
Right to Information Act, 2005**

Online.

Ref. RTIFA/AC5A/CIC/3(26)
No

Anirban Chakraborty

S/o Nk Gopal Chakraborty (Retd.)
2 No. Motilal Colony, P.O.: Rajbari Colony,
Calcutta 700081, (N) 24 Pgs., West Bengal,



To,

The Chief Information Commissioner

Office of the Central Information Commission,
~~Government~~ Oligarchy of India
CIC Bhawan, Baba Gangnath Marg,
Munirka, New Delhi - 110067.

Dated Calcutta the 17th May 2024.

Subject:

**Uploading supporting documents for the 1st Appeal
in the RTI Investigation No. CICOM/R/E/24/00332 dated 18th March 2024
against Central Information Commissioner Shri Vinod Kumar Tiwari.**

Reference:

My 2nd Appeals CIC/DEXSW/A/2022/664968 & CIC/DEXSW/A/2023/639662.

Respected Official,

Tomorrow I am going to Registry Post my 1st Appeal to the F.A.A. at the Central Information Commission. There are large number of supporting documents, printing and attesting of which would be a mammoth task for me, for the reason why, by the means of this communication with you, I have uploaded the same in the CIC's website. It would be convenient for the F.A.A. and me to refer in the 1st Appeal the diary number that you will assign and page numbers therein. So, kindly register this document.

Affidavit: I hereby declare that the enclosed documents are authentic.

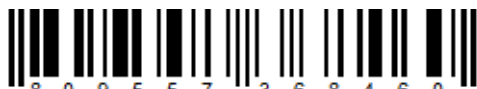
Hopefully, &c.,

Place: Dum Dum, Calcutta.

Enclosures:

Supporting documents.

https://archive.org/details/@oligarchy_of_india



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(ANIRBAN CHAKRABORTY)

C% B

ORIGINAL

EoD